

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
BEAUMONT DIVISION

UNITED STATES OF AMERICA §  
§ NO. 1:20-CR-55(1)  
v. § JUDGE THAD HEARTFIELD  
§  
JAKE ELLIS DAUGHTRY (1) §

**ELEMENTS OF THE OFFENSE**

You are charged in Count One of the Information with a violation of 21 U.S.C. § 846, conspiracy to possess with intent to distribute and distribution of a date rape drug over the internet to an unauthorized purchaser.

The essential elements which must be proven to establish the 21 U.S.C. § 846 violation in Count One are:

1. That you reached an agreement with at least one other person to knowingly use the Internet to distribute a date rape drug, to wit: 1,4 butanediol as a controlled substance analogue of gamma hydroxybutyric acid (“GHB”), to a person who you knew or had reasonable cause to believe was not an authorized purchaser; and
2. That you knew the unlawful purpose of the agreement; and
3. That you joined in the agreement willfully, that is, with the intent to further its unlawful purpose; and
4. That 1,4 butanediol was a controlled substance analogue of gamma hydroxybutyric acid (“GHB”); and
5. That you knew the substance was controlled under the federal drug laws; and
6. That the 1,4 butanediol you agreed to distribute during the course of the conspiracy was intended at least in part for human consumption.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document was delivered by electronic delivery to defendant's attorney Charles Flood, on Tuesday, January 18, 2022.

/s/ Christopher Rapp  
CHRISTOPHER RAPP